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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of: **Yoshimasa NAGAKURA et al.**

Group Art Unit: **2813**

Application No.: **10/705,881**

Examiner: **Laura M. Schillinger**

Filed: **November 13, 2003**

Confirmation No.: **6093**

For: **METHOD FOR FABRICATING A SEMICONDUCTOR DEVICE**

Attorney Docket Number: **032105**

Customer Number: **38834**

**RESPONSE TO RESTRICTION AND ELECTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

July 14, 2005

Sir:

This paper is submitted in response to the Official Action dated June 21, 2005.

In the Action, election of one of the following Species is required:

Species (1), Claims 1-4, 13, 17, 21, 25, 29 and 33 pertaining to a method including depositing an insulation film with a first pressure, performing a pressure adjusting step of decreasing to a second lower pressure;

Species (2), Claims 5-7, 10, 14, 18, 22, 26, 30 and 34 pertaining to a method including exhausting an atmosphere in the deposition chamber which replaces the atmosphere with an inert atmosphere;

Species (3), Claims 8-11, 15, 19, 23, 27, 31 and 35 pertaining to a method including depositing an insulating film; replacing the atmosphere in the chamber; exhausting the pressure; reducing the pressure; or

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Response to Restriction and Election  
Attorney Docket No.: 032105

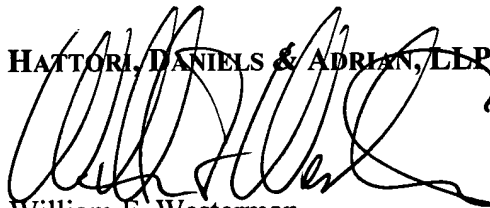
Species (4) Claims 9-12, 16, 20, 24, 28, 32, and 36 pertaining to a method including depositing an insulation film, exhausting followed by a pressure adjusting step and depositing the insulation at a second pressure.

Applicants hereby elect the subject matter of Species (1), Claims 1-4, 13, 17, 21, 25, 29 and 33. This election is made without traverse, it being understood that the Applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 U.S.C. §120 and 35 U.S.C. §121 are retained.

In the event that this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. If any additional fees are due in connection with this paper, please charge our Deposit Account No. 50-2866.

Respectfully submitted,

**WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP**



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